

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 418 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KISHORECHANDRA RATILAL

SOMIYA

Versus

JASWANTLAL RAMNIKLAL NANJI BY HEIR PADMABEN PRAFULCHANDRA

Appearance:

MR YS LAKHANI for Petitioner

MR DAXESH T DAVE for Respondent No. 1

SERVED for Respondent No. 2, 5, 6

SERVED BY AFFIXING for Respondent No. 3

CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 03/02/98

ORAL JUDGEMENT

The plaintiff has filed a suit for recovery of possession against the original licensee Shri Jaswantlal Ramaniklal Nanji. During the pendency of this suit the said original licensee died and as such his legal heirs were taken on record. The plaintiff filed an application before the trial court to provide security towards

licence fees which has been refused by the impugned order. I have gone through the order of the trial court. I do not find any error of jurisdiction in the said order which calls for no interference by this court in exercise of power under Section 115 of the C.P.C. The revision application is, therefore, rejected. Rule is discharged.

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